

Nebraska County Attorneys Standards Advisory Council
April 15, 2005

The Nebraska County Attorneys Standards Advisory Council of the Nebraska Commission on Law Enforcement and Criminal Justice met Friday, April 15, 2005, at 1:30 p.m., at the Nebraska State Office Building, 301 Centennial Mall South, lower level conference room B, Lincoln, Nebraska. Legal notice of the meeting was published April 1, 2005 in the Lincoln Journal Star.

Call to Order

The meeting was called to order at 1:35 p.m. In attendance were: Dan Giittinger, Joseph Kelly and Elizabeth Waterman. Absent: Catherine Brooks, Stuart Dornan, Ron Jorgenson, and W. Bert Lamml. Staff present: Michael Overton and Barbara McCreight.

Selection of Chair

Motion

A motion was made by Kelly and seconded by Giittinger to nominate Elizabeth Waterman as chair. Motion passed unanimously by acclamation.

Approval of Minutes

Motion

A motion was made by Kelly and seconded by Giittinger to approve the minutes of the April 16, 2004 meeting. Motion passed unanimously by acclamation.

NEW BUSINESS

Compliance with 2004 Continuing Legal Education Requirements

The Council reviewed a listing of sixteen county or deputy county attorneys who did not meet the continuing legal education requirements for the year 2004. Six of the attorneys had requested waivers of the requirements which would allow the hours to be added to their training requirements for 2005.

Motion

A motion was made by Güttinger and seconded by Kelly to recommend to the Crime Commission that a waiver be granted to Charles Hamilton, Adams County, for 1 hour crimes against children training. Motion carried unanimously by acclamation.

Motion

A motion was made by Kelly and seconded by Güttinger to recommend to the Crime Commission that a waiver be granted to Robert Westadt, Colfax County, for 3.75 hours of training. Motion carried unanimously by acclamation.

Motion

A motion was made by Güttinger and seconded by Kelly to recommend to the Crime Commission that a waiver be granted to Vance Haug, Dawes County, for 20 hours of training to include 1 hour of crimes against children training. Motion carried unanimously by acclamation.

Motion

A motion was made by Kelly and seconded by Güttinger to recommend to the Crime Commission that waivers be granted to the following Douglas County Deputy Attorneys: Brent Bloom for 6.75 hours training with 1 hour radar, Thomas McKenney, 20 hours of training; and Mark D. Rhodes, 4.5 hours of training. Motion carried unanimously by acclamation.

Motion

A motion was made by Güttinger and seconded by Kelly to recommend to the Crime Commission that a waiver be granted to George Vinton, Hooker County, for 1 hour of crimes against children training. Motion carried unanimously by acclamation.

Motion

A motion was made by Kelly and seconded by Güttinger to recommend to the Crime Commission that a waiver be granted to John Skavdahl, Sioux County, for 4 hours of training. Motion carried unanimously by acclamation.

Motion

A motion was made by Güttinger and seconded by Kelly to recommend to the Crime Commission that a waiver be granted to Warren Arganbright, Thomas County, for 15 hours of training. Motion carried unanimously by acclamation.

Motion

A motion was made by Kelly and seconded by Güttinger to recommend to the Crime Commission that a waiver be granted to John Higgins, Dawson County and US Attorney, for 4 hours of training. Motion carried unanimously by acclamation.

Out of Compliance

The Council next considered those county and deputy county attorneys who are out of compliance with the training requirements for 2004.

Motion

A motion was made by Kelly and seconded by Güttinger to report to the Crime Commission that the following county and deputy county attorneys have been found out of compliance by the Council for 2004: Jennie Dugan Henricks and Leigh Ann Retelsdorf of the Douglas County Attorneys Office; Robert Cashoili, Hall County Attorneys Office; Jennifer Miralles and John Reisz of the Sarpy County Attorneys Office; and Jerry McDole, Webster County Attorney. Motion carried unanimously.

All county and deputy county attorneys found out of compliance by the Council will be sent certified letters notifying them that the matter will be forwarded to the Crime Commission for further action. Those who have submitted written requests for waivers may be granted an additional year to make up the hours .

Case Management System

Overton gave a brief overview of the status of the case management system. He noted the Commission is at the end of the \$300,000 2-year contract period. There are still some licenses available (50-60). Training and interfaces continue under the contract. Keith, Buffalo and Holt Counties have expressed interest in obtaining licenses. The Commission continues to work to get electronic citations passed electronically to county attorneys and the courts.

Waterman noted Dawson County uses the system but that some of the pre-purchase interfaces promised have not yet been delivered. Although they have not contacted the Commission for extra licenses, it's possible the sheriff could use more.

Future Meetings of Council

Due to the elimination of funding support for crimes against children claims, the Council meets only in the spring to review compliance with continuing legal education requirements. Since only ½ of the meetings held by the Council can be by video conference, the Council discussed the possibility of holding an additional meeting as part of the LECC Conference. This would allow the spring meeting to be held by video conference.

Adjournment

There being no further business, the meeting adjourned at 1:50 p.m. The next regularly scheduled meeting of the Council will be held on **a Friday, in April, 2006.**

Respectfully submitted,

Barbara McCreight